

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 1057 – HB 1226

March 26, 2013

SUMMARY OF ORIGINAL BILL: Authorizes Tennessee judges to submit certifications regarding cases for which the judge is incompetent to sit to the Governor in electronic format, if the Governor approves.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (005618): Deletes all language after the enacting clause.

Requires all courts in Tennessee that implement an electronic court filing system pursuant to Tennessee Supreme Court Rule 46 and Rule 5B of the Tennessee Rules of Civil Procedure to use a system provider that has been authorized by the Administrative Office of the Courts (AOC).

Requires the AOC to establish technical standards with the goals of ensuring integrity of filings, assuring an environment that promotes uniformity and ease of filing, and providing the framework for future compatibility among e-filing solutions implemented by local and state courts.

Provides that nothing in the bill requires the AOC to begin implementation of a statewide e-filing system.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- It is assumed that the bill would not result in a significant impact on the courts. The AOC would need to develop relationships with various system providers and select the provider counties must use when implementing and maintaining an e-filing system.
- Further, the AOC has already developed technical standards as outlined in the bill. In September 2011, the AOC adopted its "Electronic Filing for Civil Cases: Policy &

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Technical Standards.” The technical standards were developed by the AOC “with the goal of ensuring integrity of filings, assuring an environment that promotes uniformity and ease of filing, and providing the framework for future compatibility between e-filing solutions implemented by local and state courts.”

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/trm